§ 404.371 When parent’s benefits begin and end.

(a) You are entitled to parent’s benefits beginning with the first month covered by your application in which you meet all the other requirements for entitlement.

(b) Your entitlement to benefits ends with the month before the month in which one of the following events first occurs:

(1) You become entitled to an old-age benefit equal to or larger than the parent’s benefit.

(2) You marry, unless your marriage is to someone entitled to wife’s, husband’s, widow’s, widower’s, mother’s, father’s, parent’s or disabled child’s benefits. If you marry a person entitled to these benefits, the marriage does not affect your benefits.

(3) You die.

[44 FR 34481, June 15, 1979, as amended at 49 FR 24116, June 12, 1984]

§ 404.373 Parent’s benefit amounts.

Your parent’s monthly benefit before any reduction that may be made as explained in §404.304, is figured in one of the following ways:

(a) One parent entitled. Your parent’s monthly benefit is equal to 82 1/2 percent of the insured person’s primary insurance amount if you are the only parent entitled to benefits on his or her earnings record.

(b) More than one parent entitled. Your parent’s monthly benefit is equal to 75 percent of the insured person’s primary insurance amount if there is another parent entitled to benefits on his or her earnings record.

§ 404.374 Parent’s relationship to the insured.

You may be eligible for benefits as the insured person’s parent if—

(a) You are the mother or father of the insured and would be considered his or her parent under the laws of the State where the insured had a permanent home when he or she died;

(b) You are the adoptive parent of the insured and legally adopted him or her before the insured person became 16 years old; or

(c) You are the stepparent of the insured and you married the insured’s